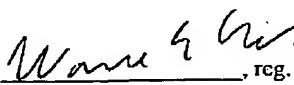


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I, Wayne E. Nacker, , reg. No. 29,571, certify that I have deposited this document with the United States Patent and Trademark Office on 1 August 2006 by facsimile, 571 273 8300.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Application No 10/506,412 (conf 8468)

Filed 25 July 2005

Art Unit 1762

Applicants: Smith et al.

Examiner: Fredrick J. Parker

For: FUEL CELL MEMBRANES AND CATALYTIC LAYERS

Amendment After Final

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Actions dated 19 July 2006.

Claims 33-35, 37, and 39-44 are presented in Appendix A below.

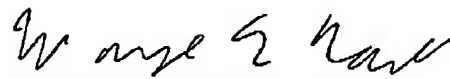
The Examiner has indicated that Claims 33-44 are allowable over prior art.

Claims 36 and 38 are cancelled.

Claims 33 and 40 are amended to overcome the 112 rejections. Claim 39 is amended so as to make it dependent from Claim 33, rather than now cancelled Claim 38.

It is believed the claims are now in condition for allowance. Prompt favorable action is courteously requested.

1 August 2006



Wayne E. Nacker, Reg. No. 29,571
Customer No. 24948